

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENERGY CORP. FOR)	CASE NO.
A GENERAL ADJUSTMENT IN RATES)	2015-00312

ORDER

On October 29, 2015, Kenergy Corp. ("Kenergy") submitted for filing an application for an adjustment of electric rates based on a historic test period. The application proposed that the new rates become effective on November 29, 2015. On November 20, 2015, the Commission entered an Order granting Kenergy's motion to deviate from the filing requirements of 807 KAR 5:001, Section 17(2)(b)(3). The November 20, 2015 Order also found that Kenergy had cured all of the filing deficiencies identified in our letter of November 9, 2015, and that, accordingly, Kenergy's application was deemed filed as of November 20, 2015.¹

KRS 278.180(1) provides that no change shall be made by any utility in any rate except upon 30 days' notice to the Commission. Although Kenergy's revised tariff pages contain a proposed effective date of November 29, 2015, pursuant to the 30 days' notice requirement and based on the November 20, 2015 filed date, the earliest possible effective date for Kenergy's proposed rates is December 20, 2015. Based on a

¹ On November 9, 2015, the Commission, by letter, notified Kenergy that the application was rejected because it contained filing deficiencies, and that the application would not be deemed filed until the deficiencies were cured. On November 16, 2015, the Commission entered an Order granting Kenergy's motion to deviate from the filing requirements of 807 KAR 5:001, Section 16(4)(i), and stating that Kenergy's application was not considered filed until all filing deficiencies were deemed cured.

review of the application, the Commission finds that an investigation will be necessary to determine the reasonableness of the proposed rates and that the investigation cannot be completed by December 20, 2015. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed rates for five months.

IT IS HEREBY ORDERED that:

1. Kenergy's proposed rates are suspended for five months from December 20, 2015, up to and including May 19, 2016.

2. The procedural schedule set forth in the Appendix to this Order shall be followed.

3. a. Responses to requests for information in paper medium shall be appropriately bound, tabbed, and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided, with an original copy in paper medium and an electronic version to the Commission.

b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

c. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

e. When filing a paper containing personal information, Kenergy shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

4. Any party filing testimony shall file in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8, with one copy in paper medium to the Commission. The paper copy should be appropriately indexed, bound, and tabbed.

5. Any person who submits a motion to intervene after December 7, 2015, and upon a showing of good cause is granted full intervention, shall accept and abide by the existing procedural schedule.

6. Kenergy shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:001, Section 9(2). At the time publication is requested, Kenergy shall forward a duplicate of the notice and request to the Commission.

7. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

8. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video transcript shall be made of the hearing.

9. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

10. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

By the Commission

ENTERED
NOV 25 2015
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

Case No. 2015-00312

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2015-00312 DATED **NOV 25 2015**

Requests for intervention shall be filed no later than 12/07/2015

Initial requests for information to Kenergy
shall be filed no later than 12/16/2015

Kenergy shall file responses to initial requests
for information no later than 01/06/2016

Supplemental requests for information to
Kenergy shall be filed no later than 01/21/2016

Kenergy shall file responses to supplemental
requests for information no later than 02/02/2016

Intervenor testimony, if any, in verified prepared form,
shall be filed no later than 02/15/2016

Requests for information to Intervenors shall be
filed no later than 02/29/2016

Intervenors shall file responses to requests for
information no later than 03/11/2016

Kenergy shall file, in verified form, its rebuttal
testimony no later than 03/25/2016

Last day for Kenergy to publish notice of hearingto be scheduled

Public Hearing to be held in Hearing Room 1
of the Commission's offices at 211 Sower Boulevard,
Frankfort, Kentucky, for the purpose of cross-examination
of witnesses of Kenergy and Intervenorsto be scheduled

Simultaneous Briefs, if anyto be scheduled

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